

FILED
IN CLERKS OFFICE

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

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STEVEN G. WICKS and GERALD A.
KALBFLEISCH, :

Plaintiffs, : Civil Action
 : No. 04-10988-GAO
v. :

PUTNAM INVESTMENT MANAGEMENT, :
LLC and PUTNAM RETAIL MANAGEMENT, :
LLP, :

Defendants. :
----- x

U.S. DISTRICT COURT
DISTRICT OF MASS.

**DEFENDANTS' MOTION FOR LEAVE TO FILE A REPLY
MEMORANDUM IN SUPPORT OF THEIR MOTION TO DISMISS**

Defendants hereby move for an Order, pursuant to Local Rule 7.1(B)(3), for leave to file a reply memorandum in further support of their motion to dismiss the complaint. As grounds for this motion, defendants state as follows:

1. On August 13, 2004, defendants filed their motion to dismiss and supporting memorandum.
2. On September 24, 2004, plaintiffs filed their opposition memorandum.
3. Defendants' reply memorandum, submitted herewith, concisely addresses plaintiffs' arguments and cases. Defendants submit that it contains analysis and authority that may be helpful to the Court in resolving the pending motion.

WHEREFORE, defendants respectfully request that this Court grant them leave to file the accompanying reply memorandum.


LOCAL RULE 7.1(A)(2) CERTIFICATION

The undersigned counsel hereby certifies that counsel for defendants has conferred with counsel for plaintiffs, who do not oppose the relief sought by this motion.

Dated: October 1, 2004
Boston, Massachusetts

Respectfully submitted,

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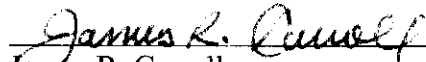

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Counsel for Defendants

Certificate of Service

I, James R. Carroll, hereby certify that on October 1, 2004, I caused a true copy of the foregoing Defendants' Motion For Leave To File A Reply Memorandum In Support Of Their Motion To Dismiss to be served by hand delivery upon David E. Marder, Esq., Marc N. Henschke, Esq. and Jonathan D. Mutch, Esq., Robins, Kaplan, Miller & Ciresi LLP, 111 Huntington Avenue, Boston, MA 02199.

Dated: October 1, 2004


James R. Carroll